## AFFIDAVIT OF SERVICE BY FEDERAL EXPRESS

Linda Clarke, being duly sworn, deposes and says, that she is not a party to the within action, is over 18 years of age and resides in New York State.

That on the 23<sup>th</sup> day of June, 2008, affiant served the Within **Plaintiffs' Memorandum of Law in Opposition to Defendants' Motions to Dismiss the Complaint** upon defendant's counsel by sending via Federal Express Priority Overnight delivery a true copy of the same to:

Bruce J. Cooper, Esq. Michael J. D'Angelo, Esq. Pitta & Dreier LLP 499 Park Avenue New York, New York 10022

Michael Starr, Esq. Hogan & Hartson LLP 875 Third Avenue New York, New York 10022

The Honorable Harold Baer, Jr. United States District Court Southern District of New York 500 Pearl Street New York, New York 10007-1312

LINDACTABLE

Sworn to before me this 23<sup>th</sup> of June, 2008

OTARY PUBLIC

FRANCIS FERRER-GIL
NOTARY PUBLIC, STATE OF NEW YORK
REG. NO. 01FE6162567
QUALIFIED IN QUEENS COUNTY
COMMISSION EXPIRES: MAR 12, 2011